United Nations A/HRC/AC/21/L.6

General Assembly

Distr.: Limited
9 August 2018

Original: English

Human Rights Council
Advisory Committee
Twenty-first session
6-10 August 2018
Agenda item 2 (g)
Requests addressed to the Advisory Committee stemming from Human Rights Council resolutions and currently under consideration by the Committee
Negative impact of the non-repatriation of funds of illicit origin on the enjoyment of human rights

Mr. Ibrahim Abdulaziz Alsheddi, Mr. Mohamed Bennani, Mr. Lazhari Bouzid, Mr. Mario Luis Coriolano, Mr. Ion Diaconu, Mr. Ludovic Hennebel, Mr. Mikhail Lebedev, Mr. Xinsheng Liu, Mr. Ajai Malhotra, Mr. Kaoru Obata, Ms. Mona Omar, Ms. Katharina Pabel, Ms. Elizabeth Salmón, Mr. Dheerujlall Baramlall Seetulsingh, Mr. Changrok Soh, Mr. Imeru Tamrat Yigezu, Mr. Jean Ziegler: draft action

20/... Negative impact of the non-repatriation of funds of illicit origin on the enjoyment of human rights

The Human Rights Council Advisory Committee,

Recalling Human Rights Council resolution 34/11 of 23 March 2017, in which the Council requested the Advisory Committee to conduct a study, in continuation of the study requested by the Council in its resolution 31/22 of 24 March 2016, on the possibility of utilizing non-repatriated illicit funds, including through monetization and/or the establishment of investment funds, while completing the necessary legal procedures, and in accordance with national priorities, with a view to supporting the achievement of the Goals of the 2030 Agenda for Sustainable Development, contributing to the enhancement of the promotion of human rights and in accordance with obligations under international human rights law, and to submit the requested study to the Council at its thirty-ninth session,

Recalling also that the Human Rights Council encouraged the Advisory Committee, when preparing the above-mentioned study, to take into account the views of Member States, relevant international and regional organizations, United Nations bodies, including the Office of the High Commissioner, and the United Nations Office on Drugs and Crime, national human rights institutions and non-governmental organizations in order to finalize the above-mentioned study and other relevant stakeholders,

Recalling further that, at its nineteenth session, the Advisory Commitee established a drafting group, composed of Ibrahim Abdulaziz Alsheddi, Mario Luis Coriolano, Mikhail

Lebedev, Mona Omar, Changrok Soh, Jean Ziegler, Ludovic Hennebel, Ajai Malhotra (Chair) and Dheerujlall Baramlall Seetulsingh (Rapporteur),

Noting that, at its thirty-eighth session, the Human Rights Council decided to extend the time for the Advisory Committee to complete the study so that it is submitted to the Council at the forty-second session,

1. *Takes note* of the draft preliminary outline study by the drafting group at its twenty-first session;

2. *Requests* the drafting group to recirculate the questionnaire to seek the views of States, as appropriate, relevant international and regional organizations, national human rights institutions and non-governmental organizations and other stakeholders that did not respond to the questionnaire, and invites them to provide input concerning names of recognized experts, concrete data, statistics, best practices and major challenges in the utilization of non-repatriated illicit funds with view to supporting the achievement of the Goals of the 2030 Agenda for Sustainable Development as mentioned in paragraph 31 of the Human Rights Council resolution 34/11;

3. *Requests also* the drafting group to submit a final report to the Advisory Committee at its twenty-second session, taking into account the discussions held at the present session and questionnaire inputs, with a view to submitting the final report to the Human Rights Council at its forty-second session.